



Research on Alternatives to Guardianship

([Spanish](#))

In General

- Data on adults with developmental disabilities with and without guardianships
- Analysis of the sources of pressure to initiate guardianships: medical, financial, educational
- Analysis of resources available to create alternatives to guardianship (POAs, SDM, etc.)
- Survey of stakeholders on suggested improvements for alternatives to guardianship

Guardianship Proceedings

- Analysis of guardianship statutes to protect the civil rights of respondents
- Analysis of court rules to ensure access to justice for respondents in guardianship proceedings
- Adequacy of judicial compliance with the requirements of ADA Title II and Section 504
- Adequacy of the capacity assessment process by experts in guardianship proceedings
- Adequacy of the training of judges on the ADA and on alternatives to guardianship
- Analysis of current policies and practices for appointing counsel for respondents
- Analysis of the training of attorneys on capacity, the ADA, and alternatives to guardianship
- Analysis of the training of guardians on the rights of respondents
- Analysis of the adequacy of monitoring guardians regarding protection of rights
- Analysis of the adequacy of statutes and procedures for terminating guardianships

Policy Development

- Review of model supported decision-making (SDM) agreements developed elsewhere
- Review of model supported decision-making statutes and programs in other states
- Review of model guardianship improvement legislation in other states
- Review of model guardianship legal defense programs in other states
- Review of the position statements of disability rights organizations and agencies on SDM
- Review of alternatives to guardianship that are being used in other nations
- Review of the adequacy of court rules and practices on applying ADA to guardianships

Civil Rights Protection

- Review of civil rights protections for students who want alternatives to guardianship
- Review of civil rights protections for medical patients who want alternatives to guardianship
- Review of Missouri Protection and Advocacy services for victims of guardianship overreach
- Review of Missouri Commission on Human Rights services for judicial system discrimination
- Review of the role of DOJ when courts violate the ADA in guardianship proceedings
- Review of the role of HHS when medical service providers refuse alternatives to guardianship
- Review of the role of Dept. of Education when schools refuse alternatives to guardianship

<https://alternativestoguardianship.com/>



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